Merchant & Gould

An Intellectual Property Law Firm

3200 IDS Center 80 South Eighth Street Minneapolis, Minneson 55402-2215 USA TEL 612.332.5300 PAX 612.332,9081 www.merchant-gould.com

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NOV 2 3 2004

Fax Transmission

November 23, 2004

To:

Commissioner for Patents

USPTO

Company: Your Ref:

09/838,821 - Fatih M. Uckun

Fax No.:

703.872.9306 Phone No.: 703.872.9305

State/Country: D.C./U.S.A.

Confirmation Via Mail:

| Yes |X| No

From: Our Ref.: Denise M. Kettelberger, Ph.D. 12152.0077USD1

Fax No.:

612.332.9081

Phone No.: 612.371.5268

Total Pages: 🗀

E-Mail:

dkettelberger@merchant-

gould.com

Return Fax To:

Lynnda Kraft 31.W12

Title of Documents Transmitted:

Fax Transmission (in duplicate), Petition for Revival of an Application for Patent Abandoned

Unavoidably, Copy of Communication submitted on September 20, 2004, and Amendment (previously submitted copy)

Applicant: Serial No.: Fatih M. Uckun 09/838,821

Filed:

April 19, 2001

Group Art Unit: 1653 Our Ref. No.:

12152.00<u>77USD1</u>

Please charge Deposit Account No. 13-2725 in the amount of \$55.00 to cover the required petition fee for a small entity. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate

PATENT TRADEMARK OFFICE

Name: Denise M. Kettelberger

Reg. No.: <u>33,924</u>

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P.002

Merchant & Gould

An Intellectual Property Law Firm

3200 TDS Center 80 South Eighth Street Minneapolis, Minnesota 55402-2215 USA TEL 612,332,5300 FAX 612 332 9081 www.mcrchant-gould.com

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Your Ref:

November 23, 2004

Commissioner for Patents To: USPTO Company:

09/838,821 - Fatih M. Uckun

703.872.9306 Fax No.: Phone No.: 703.872.9305

State/Country: D.C./U.S.A.

Yes X No Confirmation Via Mail:

Denise M. Kettelberger, Ph.D. From:

Our Ref.:

12152.0077USD1

Fax No.:

612,332,9081

Phone No.: 612.371.5268 Total Pages: .

dkettelberger@merchant-E-Mail:

gould.com

Rerum Fax To:

Lynnda Kraft 31.W12

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Fax Transmission (in duplicate), Petition for Revival of an Application for l'atent Abandoned

Unavoidably, Copy of Communication submitted on September 20, 2004, and Amendment (previously submitted copy)

Applicant: Serial No.:

Filed:

Fatih M. Uckun 09/838,821 April 19, 2001

Group Art Unit: 1653

Our Ref. No.:

12152.0077USD1

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> 23552 SOMIO ARAMEMARK OFFICE

Name: Denise M. Kettelberger.

11/23/04

Reg. No.: 33,924

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Lynnda Kraft

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11-23-04

17:29

FROM-Merchant & Gould

6123329081

T-379 P.003

F-764

S/N 09/838,821

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Fatih M. Uckun

Examiner:

Robinson, Hope A.

Serial No.:

09/838,821

Group Art Unit:

1653

Filed:

April 19, 2001

Docket No.:

12152.0077USD1

Conf. No.

2823

Customer No.:

23552

Title:

METHOD FOR INHIBITING C-JUN EXPRESSION USING JAK-3

INHIBITORS

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the Commissioner for Patents, U.S. Patent

and Trademark Office, on November 23, 2004 at facsimile number 703.872.9306.

Name: Lynnda Kraft

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 C.F.R. §1.137(2)

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RECEIVED CENTRAL FAX CENTER

NOV 2 3 2004

Dear Sir:

The United States Patent and Trademark Office abandoned the above-identified application for failure to file a timely and proper reply to an Office Action dated May 23, 2003. A petition to withdraw the holding of abandonment was filed on September 20, 2004, together with a request for extension of time and a response to the outstanding Office Action (copy enclosed).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

A response to the above-noted Office Action is enclosed herewith (second copy).

Since this utility application was filed on or after June 8, 1995, no terminal disclaimer is required.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. §1.137(a) was unavoidable. As indicated in the Communication submitted on September 20, 2004, the Office Action in question was not addressed to the undersigned attorney or law firm of record, but was addressed to a different law

11-23-04

firm, and was never received by Merchant & Gould until Examiner Robinson faxed a copy to the Applicant's Representative on February 4, 2004, well past the date for response. The undersigned attorney was apprised of the outstanding Office Action when the client received a notice of abandonment and telephoned the Examiner to request a copy. The attorney of record submitted a Request to Withdraw the Holding of Abandonment and requested reinstatement of the instant application (copy attached). No reply to this request has been received. Revival of this application is respectfully requested.

Please charge Deposit Account No. 13-2725 in the amount of \$55.00 to cover the required fee for petition for a small entity.

Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Respectfully submitted,

MERCHANT & GOULD P.C.

P.O. Box 2903

Minneapolis, Minnesota 55402-0903

Denise Kettelberger, Ph.D.

Reg. No. 33,924

DMK:lek

Auto-Reply Facsimile Transmission



TO:

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Fax Information

Date Received: Total Pages:

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15 (Including cover page)

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Received Cover Page

Merchaut & Gould Applicant The Commissions for Prints Print Denies M. Kentherper, Ph.D. Company. USPTO Our Lief. 1912.09705D1 Fee No.: 711.972.010 Fee No.: 711.972.010 Table of Decuments Temenhand London Work Math Table of Decuments Temenhand Series No.: 1915.09705D1 Table of Decuments Temenhand Series No.: 1915.09705D1 Table of Decuments Temenhand Series No.: 1915.09715D1 Table of Decuments Temenhand Series No.: 1915.09715D1 There is no intell entity. Please charge any sublithment for a sufficient remains of the paper of the sufficient for a sufficient for a sufficient for a sufficient for the charge any sublithment for the first series of the sufficient for a sufficient for a sufficient for the charge any sublithment for a sufficient for the sufficient for a sufficient for the sufficient for a sufficient for	(G-2)-04 William Robblechat & Guid &	F2315001 T-00 P.03/81 F-04
Fax Transmission: Separate 20. 2004 The Commission for Patents Company: UNFO Our Unit: Effectory Pa.D. Company: UNFO Our Unit: Effectory Parameters From No.: 612.171.5268 Those Pages 15 Sank-Company: D.C./U.S.A. Sank-Company: D.C./U.S.A. Comformed in Visit Mark Ball Will Tale of Documents Transmissed Extract For Co.: Lyanda Karl II. Will Extract For Co.: Lyanda Karl II. Will Parameters of Unit: 1651 Our Ref. No.: 1155.007/USD1 Frence charge Departs Account No. 13-2723 in the answar of \$55,00 to cover the sample of Engage Parameters of Units of Engage Parameters of Units of Engage Parameters (III.) Frence charge Departs Account No. 13-2723 in the answar of \$55,00 to cover the sample of Engage Parameters (III.) Frence charge Departs Account No. 13-2723 in the answar of \$55,00 to cover the sample of Engage Parameters (III.) Frence charge Departs Account No. 13-2723 in the answar of \$55,00 to cover the sample of Engage Parameters (III.) Frence charge Departs Account No. 13-2723 in the answar of \$55,00 to cover the sample of Engage Parameters (III.) Frence charge Departs Account No. 13-2723 in the answar of \$55,00 to cover the sample of Engage Parameters (III.) Frence charge Departs (III.) Frence ch	,	t &t Gotald Transference Transference Transference Transference Transference Transference Accounted
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Withdraw Holdings of Algorithms for Extending Control of Tipe; and Angendantic 1984 Applicance Union Send No.: 05/7518.51 Piled: Applicance 1952 George A. Union: 1652 Over Red. No.: 1152/00/70501 Finence charge; Degressia According No. 13-2723 in the ansertiant of 852,00 to cover the Angelor of Extension No. 13-273. These charge any publishend for a modific overpayment to Deposit According No. 13-273. Priese charge any publishend for a modific overpayment to Deposit According No. 13-273. Priese charge any publishend for a modific for the state of the state of the state of the principal of a Permitter No. 15 Permitter to the 13-273. No.: 33524 1 Senting of the paper to being committed by Sectionic to the U.S. Passes, and Tandemark Office on the date shown below. Terena, to Elevery	Company: UNFTO Your Ref: Co/RELECT - Union Fac No.: 703.872.9305 SameCounty: D.C./U.S.A.	Our U.C.: 12152.0977USD4 Pag. No.: 612.372.9081 Phops No.: 612.371.5268 Tribil Pages 15 S-Mail: George Geor
Our Ref. No. 11530070501 Flence charge: Departs Account No. 15-2723 in the current of \$52,00 to cover the Astronomer Section of Section 15-2724. Force charge any sublitional first or small overpayment to Deposit Account No. 13-2724. Force consider this a PETITION FOR EXCENSION OF THEIR for a sufficient, remarker of months to cover their papers, if appropriate to the Section No. 15-1524 By Classic M. Kalebranov. Ph. I. Reg. No.: 35-524 1 hereby consist then the paper is being contended by section in the U.S. Pasent and Trademark Office on the date shown below. Thereby the Classic Contended by Section in the U.S. Pasent and Trademark Office on the date shown below.	Applicanc: <u>Urform</u> Seriel No.: <u>05/7516481</u> Ploch: <u>Appl 19, 2001</u>	Withdraw Holdgar of Abundance of Petition for Extension of Time; and Amendment and
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"	Street of the	Date
This transmission contains deformation than in profidential and/or buysly privileged. It is intended for use only by the yearon to whom it is discreted. If you have moreoved the whichty in order, plants notify in by continuent interesticity on the use one accompanion that contains of the original discretes to on.	person at whom is is directed. If you have moreout the si- tim was their entage for the resum of the original description.	भूम त्यान कर कारण हो स्थाप अवस्थित कर के राज्यात्र क्षात्र है हैं स्थापित कर है। इस कारण
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: Merchant & Gould 2 NAME

FILE NUMBER

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erù South Migheb & 55402-7315 USA 20. 612.332.5300 ~~ 612.553.0061

Fax Transmission

September 2004

Commissioner for Patents

USPTO

Your Ref.

09/838,821 - Uakun

703.872.9306 Fax No.:

Phone No.: 703.872.9305

State/Country: D.C./U.S.A.

Confirmation Via Mail: Tyes X No

From:

Denise M. Kettelberger, Ph.D. 12152.0077USD1

Our Ref.:

612.332.9081

Fax No.:

Phone No.: 612.371.5268

Total Pages: E-Mail:

dicetralbarger@marchant-

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15

Lymda Krat. 31.W12 Return Fax To:

Title of Documents Impanitud:

For Transmission (in duplicate); Request to Withdraw Holding of Abandomnent; Politica for Extension of Time; and Amendment and ROPPOSE

Applicanti

Serial No.:

<u>Uelam</u> 09/838,821

Filed:

April 19, 2001

Group Art Univ: 1653 Our Ref. No.: 1215

12152.0077USD1

Please charge Deposit Account No. 13-2725 in the amount of \$53.00 to cover the required extension fee for a small entity. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

By: White Yuffilley.

23552

Name: Deniso M. Kestelborner, Ph.D.

Reg. No.: 33.924

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P.007/032 F-764

Merchant & Gould

An Intellectual Property Law Firm

3200 IDS Center 80 South Eighth Street Minneapolis, Minnesota 55402-2215 USA TEL 612,332,5300 FAX 612.332.9081 www.merchant-gould.com

September <u>20</u>, 2004 Fax Transmission

To:

Commissioner for Patents

From:

Denise M. Kettelberger, Ph.D.

Our Ref.:

Company:

USPTO

12152.0077USD1

Your Ref:

09/838,821 - Uckun

Fax No.:

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Fax No.:

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Phone No.: 612.371.5268

Phone No.: 703.872.9305

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State/Country: D.C./U.S.A.

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Lynnda Kraft 31.W12

Title of Documents Transmitted:

Fax Transmission (in duplicate); Request to Withdraw Holding of Abandonment; Petition

for Extension of Time; and Amendment and

Response

Applicant:

<u>Uckun</u>

Serial No.:

Filed:

09/838,821 April 19, 2001

Group Art Unit: 1653

Our Ref. No.:

12152.0077USD1

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> 23552 PATRICT TRADEMARK OFFICE

Name: Denise M. Kettelberger,

Reg. No.: 33,924

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Teresa L. Kleven

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Merchant & Gould

An Intellectual Property Law Firm

3200 IDS Center
80 South Eighth Street
Minnespolis, Minnesota
55402-22.15 USA
TEL 612.332.5300
FAX 612.332.9081
www.merchant-gould.com

September 20, 2004 Fax Transmission Denise M. Kettelberger, Ph.D. From: Commissioner for Patents To: Our Ref.: 12152.0077USD1 USPTO Company: Fax No.: 612.332.9081 09/838,821 - Uckun Your Ref: Phone No.: 612.371.5268 703.872.9306 Fax No.: Total Pages: Phone No.: 703.872.9305 E-Mail: dkettelberger@merchant-State/Country: D.C./U.S.A. gould.com Confirmation Via Mail: Lynnda Kraft 31.W12 Return Fax To: Fax Transmission (in duplicate); Request to Title of Documents Transmitted: Withdraw Holding of Abandonment; Petition for Extension of Time; and Amendment and Response Applicant: Uckun Serial No.: 09/838,821 April 19, 2001 Filed: Group Art Unit: 1653 Our Ref. No.: 12152.0077USD1

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23552

Name: Denise M. Kettelberger, Ph.D.

Reg. No.: 33,924

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Teresa L. Kleven

Signature

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11-23-04

17:30

FROM-Merchant & Gould

6123329081

P.009/032 F-764

S/N 09/838,821

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Uckun

Examiner:

Robinson, Hope A.

Serial No.:

09/838,821

Group Art Unit:

1653

Filed:

April 19, 2001

Docket No.:

12152.0077USD1

Title:

METHOD FOR INHIBITING C-JUN EXPRESSION USING JAK-3

INHIBITORS

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on September

*2*0,2004.

PETITION FOR EXTENSION OF TIME

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NOV 2 3 2004

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. §1.136(a), it is respectfully requested that a one-month extension of time be granted in which to respond to the outstanding Office Action mailed May 23, 2004, said period of response being extended from August 23, 2004 to September 23, 2004.

Please charge Deposit Account No. 13-2725 in the amount of \$55.00 to cover the required extension fee for a small entity.

Respectfully submitted,

MERCHANT & GOULD P.C.

P.O. Box 2903

Minneapolis, Minnesota 55402-0903

Denise Kettelberger, Ph.D.

Reg. No. 33,924

DMK:lek

PATENT TRADEMARK OFFICE

11-23-04 17:31

FROM-Merchant & Gould

6123329081

T-379 P.010/032 F-764

Confirmation No. 2823

Appl. No. : 09/838,821

Applicant

Filed

Uckun

April 19, 2001

TC/A.U. Examiner 1614

Steele, S.

Docket No.

12152.77USD1

Customer No.:

23552

CERTIFICATE UNDER 37 CFR 1.6(d):

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark

Office on September 20, 2004.

Name: Teresa L. Kleven

REQUEST TO WITHDRAW HOLDING OF ABANDONMENT

Mail Stop Petitions
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir.

This communication is in response to the Notice of Abandonment mailed February 5, 2004, and faxed from Examiner Robinson on February 4, 2004, citing Applicant's failure to respond to the Office Action mailed May 23, 2003. Applicant respectfully submits that the holding of abandonment is in error and withdrawal of the abandonment is requested. Because the Office Action was mailed to different law firm and not to Merchant & Gould, as noted in the Revocation and Power of Attorney on record in the Application, Applicant never received the office action mailed on May 23, 2003.

Applicant's Representative states that the May 23, 2003 Office Action was not received by the Applicant, or the Applicant's Representative, until Examiner Robinson faxed it to the Applicant's Representative on February 4, 2004. Applicant's Representative searched the file jacket of the above referenced case and did not find a copy of the office action received, except the February 4, 2004 fax copy. As further evidence that the office action was not received by the Applicant's Representative until

17:31

February 4, 2004, a copy of the docket record for the above-referenced application is

provided herewith. As seen there, there is no entries for the May 23, 2003 Office Action.

Further, the copy of the Office Action provided by the Examiner indicates on its face that it was mailed to the firm of Schwegman, Lundberg, Woessner & Kluth, and not to the undersigned firm. A Revocation and Power of Attorney Document changing the attorney of record from SLWK to Merchant & Gould was filed with the Divisional Application filing papers on April 19, 2001 (copies attached).

In view of this evidence, Applicant requests withdrawal of the holding of abandonment, and reinstatement of the instant application.

It is assumed that the petition fee of \$130.00 is not required in this case. However, if such fee is deemed to be required, it should be charged to the undersigned's Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903

Minneapolis, Minnesota 55402-0903

Date:

23552

PATENT TRADEMARK OFFICE

Denise M. Kettelberger, Ph.J

Reg. No. 33,924

Enclosures

PCMaster Web Access Module - Patent Case Print

Docket Number

: 12152.0077USD1

Country

: United States

Case Type

Relation Type

: Regular ; Division

Filing Type

Filing Number

: National

Status

: D1 : Filed

FILING DATA First Filing Date

: 6/30/1998

Sub Status

: Pending

: MP

Sub Status Date

: 4/12/2001

Parent Country

Parent Filing Date

: 6/30/1998

Parent Number

Parent Grant Date

Total Claims

: 000000000 Ind. Claims\Designs

: 000000000

Application Number : 09/838821

Application Date

: 4/19/2001

Patent Number

Issue Date

Publication Number

Publication Date

Expiration Date

Assigned Convention Type Tax Base Date

Responsible Office

Next Tax Date

Attorney

DMK - DENISE M KETTELBERGER

Attorney #2

DMK - DENISE M

KETTELBERGER

Client Assignee

: PARKER HUGHES INSTITUTE : PARKER HUGHES INSTITUTE

Client Reference

RELATED PARTY INFO

Associate

Agent Ref No

Country of Origin

: US

ACTIONS

Action	Action Due Date	Completed Date	Action Notes
CLM PRIORITY-119/120	2/7/1999	2/7/1999	
Published	4/7/1999	4/7/1999	
IDS DUE	7/19/2001	7/19/2001	
Notice of missing parts - 2 Mo	8/28/2001	8/17/2001	
MPARTS 3	9/28/2001	8/17/2001	
Notice of missing parts - 4 Mo	10/28/2001	8/17/2001	
MPARTS 5	11/28/2001	8/17/2001	
Notice of missing parts - fina	12/28/2001	8/17/2001	
STATUS	2/17/2002	2/14/2002	
STATUS	5/17/2002	2/20/2002	

FROM-Merchant & Gould 17:31 11-23-04 ()

T-378 P.013/032 F-764

12154.0017USD(

STATUS	8/20/2002	8/20/2002	
STATUS	2/20/2003	2/19/2003	
STATUS	8/19/2003	8/18/2003	
REVIVE APPLN/PTA	1/23/2004	1/23/2004	
STATUS	2/19/2004	2/5/2004	
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FINAL REVIVAL	11/23/2004	A) \	INTERVIEW SUMMARY MAILED 2/5/2004
Small Entity Status			

CLIENT INFORMATION

EXPENSES

INVENTORS

Inventor Name	Assignment Date
UCKUN FM	

OTHER NUMBER

Other Number Code		Other Number Date
ADC	PO	7/2/2001

RELATED ID'S

System Code		Country	Case Туре	Relation Type	Filing Type	Filing Number Remarks
PA	12152.0077AUWO	Australia	Regular		Patent Cooperation - Treaty	01.
PA	12152.0077CA₩O	Canada	Regular	Original Filing	Patent Cooperation Treaty	wo
PA	12152.0077EPWO	European Patent Convention	Regular	Original Filing	European Patent Case	wo
PA	12152.0077HKEP	Hong Kong	Regular		European Patent Case	EP .
PA	12152.0077 T PWO	Japan	Regular	Original Filing	Patent Cooperation Treaty	01
PA	12152.0077USP1	United States	Provision Filing	Original Filing	National	P1
PA	12152.0077USU1	United States	Regular	UTILITY BASED PROVISIONAL	National	ni
PA	12152.0077WO01	Patent Cooperation Treaty	Regular	Original Filing	Patent Cooperation Treaty	01

TITLE

METHOD FOR INHIBITING C-JUN EXPRESSION USING JAK-3 INHIBITORS

11-23-04 17:31 FROM-Merchant & Gould

6123329081

T-379 P.014/032 F-764

TEXT_	
Text Type	Text
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